

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

H. DOE, D. DOE, C. DOE, H.A. DOE, R. DOE, and R.T. DOE,	: : :	
Plaintiffs	:	CIVIL ACTION NO. 3:19-879
v.	:	(JUDGE MANNION)
CITY OF WILKES-BARRE and ROBERT COLLINS,	: : :	
Defendants	:	

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) The motion to dismiss plaintiffs' third amended complaint filed on behalf of defendant Collins (**Doc. 77**) is **GRANTED IN PART AND DENIED IN PART**.
- (2) The motion is **GRANTED** to the extent that Counts Three and Eight of the third amended complaint are **DISMISSED**.
- (3) The motion is **GRANTED** to the extent that defendant Collins seeks to have D. Doe and R.T. Doe proceed as a named plaintiffs.

(4) The motion is **DENIED** in all other respects.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Court

DATE: September 23, 2021

19-879-02-ORDER